

Examiners Amendment

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephonic interview with Robert. G. Harman registration no. 58,970 on May 6, 2008. Claims are being amended to over come any potential 101 issues.

The application has been amended as follows:

IN THE CLAIMS

2. Please cancel claim 2 and amend claims 1, 3, and 6 – 12.

Claim 1 (Currently Amended)

On line 1 replace, "processor-readable medium", with computer storage medium

Claim 2 (cancelled)

Claim 3 (Currently Amended)

On line 1 replace, "processor-readable medium", with computer storage medium

Claim 6 (Currently Amended)

On line 1 replace, "processor-readable medium", with computer storage medium

Claim 7 (Currently Amended)

On line 1 replace, "processor-readable medium", with computer storage medium

Claim 8 (Currently Amended)

On line 1 replace, "processor-readable medium", with computer storage medium

Claim 9 (Currently Amended)

On line 1 replace, "processor-readable medium", with computer storage medium

Claim 10 (Currently Amended)

On line 1 replace, "processor-readable medium", with computer storage medium

Claim 11 (Currently Amended)

On line 1 replace, "processor-readable medium", with computer storage medium

Claim 12 (Currently Amended)

On line 1 replace, "processor-readable medium", with computer storage medium

Reasons for Allowance

3. Examiner has reviewed Applicant's comments as indicated on pages 17 – 21 of Applicants response dated (03/28/08) and after further consideration of Applicant's response and arguments and based on current amendments, Examiner is hereby placing claims 1, 3, 6 – 13, 16 – 20, 23 – 25, 27 – 28. and 30 – 33 in condition for allowance.

The following is an Examiner's statement of reasons for allowance.

The prior art of record does not teach or fairly suggest at least:

A storage-readable medium having a tangible component and comprising processor-executable instructions configured for:

“...the binary signature comprising a bit pattern that is associated with a security vulnerability in a particular binary file located on a client computing device...

wherein the identifying of the particular vulnerable binary file located on a client computing device comprises comparing the bit pattern that is associated with the security vulnerability in the particular vulnerable binary file against bit patterns of binary files located on the client computing device, and wherein the updating of the particular vulnerable file occurs if a bit pattern of the particular vulnerable binary file exactly matches the bit pattern of the binary signature that is associated with the security vulnerability...”, as best illustrated by Figure 4 and 5, and in such a manner as recited in

independent claims 1, 7, 8, 10, 11, 12, 13, 20, 23 – 25, 28, 30 and 32, and as pointed out in Applicant's response (03/28/08) on pages 17 – 21.

Therefore, all remaining claims 1, 3, 6 – 13, 16 – 20, 23 – 25, 27 – 28 and 30 – 33, are in condition for allowance.

4. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Chuck Kendall whose telephone number is 571-272-3698. The examiner can normally be reached between 12:00 pm - 4:30pm, Monday through Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tuan Dam can be reached on 571-272-3695. The fax phone number for the organization where this application or proceeding is assigned is **571-273-8300**.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Chuck O Kendall/

Primary Examiner, Art Unit 2192